



MALAGA COUNTY WATER DISTRICT

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James D. Anderson, General Manager

1 May 2014

Jill K. Walsh
Sanitary Engineering Associate
Central Valley Regional Water Quality Control Board
1685 E Street
Fresno, Ca 93706

Greetings Jill,

This letter is to supplement our 1 April 2014 letter to Warren W. Gross in response to the Notice of Violation of 14 February 2014. It addresses the Response to Requirements items that were to be further explained.

Attached is a CD with copies of the following documents to support the response:

1. MCWD. Enforcement Response Plan
2. MCWD. Industrial Facility Inspection Form
3. MCWD. Water Code
4. MCWD. Rate Schedule
5. MCWD. Slug Discharge Plan Evaluation Form
6. MCWD. Standard Permit Conditions
7. MCWD. Non-Resident Wastewater Discharge Permits (list)
8. MCWD. Permit Information Update Request Form
9. MCWD. Letter of Interest for Environmental Compliance Inspector Position
10. Permit. Air Products Permit
11. Permit. Air Products Monitoring Sample Location
12. Permit. PPG Permit
13. Permit. PPG Monitoring Sample Location
14. Permit. Rio Bravo Permit
15. Permit. Rio Bravo Monitoring Sample Location
16. Permit. RockTenn Permit
17. Permit. RockTenn Monitoring Sample Location
18. Permit. Stratas Foods Permit
19. Permit. Stratas Foods Monitoring Sample Location
20. A copy of this letter

Response items to the 1 April 2014 Letter to be further addressed:

1. Local Limits are a vital part of an industrial wastewater discharge pretreatment plan and careful consideration will be made to develop local limits for appropriate industrial users.

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2. Response to Requirement No. 6. Attached is the list of all non-resident wastewater discharge permit holders in MCWD. A Permit Information Update Request Form (also attached) has been sent to all permit holders to update their contact information in order to reissue new permits with the correct information. MCWD will be reissuing new permits to all industrial accounts that will be scheduled for renewal every two years. We will structure renewals so that monthly 9-10 permits will be renewed rather than all at the same time. This will enable the pretreatment plan program administrator the ability to review permits regularly and in better detail than to have to review all of them at the same time. Those permit holders who are determined to be Industrial Users (IU's) will have attached the MCWD Standard Permit Conditions, and those determined to be Significant Industrial Users (SIU's) will also have further specific permit conditions. All five MCWD SIU permits are attached. IU permits will be re-evaluated whether they should be classified as Class 1, Class 2 or SIU. A slug discharge evaluation will be made for all IU's by using the attached Slug Discharge Evaluation Form. This form is being further developed. IU's other than SIU's may require a slug discharge plan, so all IU's will be evaluated. MCWD has sent a Letter of Interest (attached) to Fresno State University and all the local community colleges to seek applicants for the now vacant position of Environmental Compliance Inspector. This position will be 60% administrative in nature to maintain the administrative files for a pretreatment plan and 40% field work to physically monitor industrial users. MCWD will soon be receiving extra assistance from the Rural Community Assistance Corporation (RCAC) to help us develop a complete pretreatment program. Our Environmental Compliance Inspector will be our pretreatment plan program administrator. Our initial effort is to properly identify and classify all IU's. Simultaneously we are monitoring SIU discharge and self-monitoring reports for potential areas of concern or permit violations. Eventually we will have a pretreatment program that monitors IU activity with documentation that proactively identifies changes in IU activity to determine when site inspection or unscheduled permit review is necessary, and to properly monitor permit violations.
3. Response to Requirement No. 7. The SIU permits are attached. Permits for Fresno Truck Wash, Moga Truck Wash, Inland Star and about thirty other IU's have been issued with standard permit conditions which in some cases are modified for site specific requirements. They are in hard copy only at this time and we are scanning them into electronic copies which I will provide you when we get that done.
4. Response to Requirement No. 13. Records of sampling reports and discharge data from all SIU's are now kept in a record file for each SIU. Part of the administration of the pretreatment program will be to develop spreadsheets based on self-monitoring data to monitor SIU activity.
5. Response to Requirement Nos. 14, 15 and 16. Slug discharge evaluations for the mentioned facilities is not yet complete but is ongoing at this time.
6. Response to Requirement No. 17. A site visit to PPG was conducted to determine their self-monitoring sample point location. There is a lift station on the South end of the facility that pumps combined waste from PPG and Air Products into the MCWD sewer line. PPG takes their bi-annual composite sample from this location. A meeting is being scheduled for two weeks from now with PPG and Air Products to rectify the sampling point location issue.

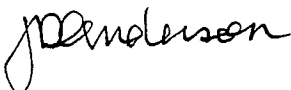
7. Response to Requirement No. 19. A monitoring sample location for Stratas Foods has been identified and is attached. They already had a ½" ball valve with stem on their discharge pipe to take a representative sample of their discharge water. They already used that sample point for their self-monitoring report and so will MCWD for its enforcement sampling.
8. Response to Requirements Nos. 20 and 24. MCWD is developing and will continue to evaluate and improve a system to manage self-monitoring reports as part of its PPPMP. As mentioned above, MCWD will eventually be able to demonstrate IU activity with documentation of self-monitoring reports from IU's. The pretreatment program administrator will be tasked with developing spreadsheets and graphs that depict IU activity for a progressive pretreatment plan.
9. MCWD will develop a new budget by our scheduled 30 June 2014 deadline with the District's pretreatment program as a line item. Much of what the pretreatment program administrator will be doing will involve direct input into billing and bookkeeping procedures to document costs associated with the program. We are already receiving invoices from the District's engineer and attorney which reflect work done related to our pretreatment program.

MCWD still has a long way to go to have a fully operational industrial wastewater discharge pretreatment plan, but I hope it is apparent that we are on the right track. We recognize MCWD is responsible for its own pretreatment program and permit management plan. Proper records of permits are now being updated and located at the District office in readily accessible files, both in permit binders and electronic copy. MCWD recognizes the need for better documentation and interpolation of IU/SIU discharge data to monitor industrial user activity to identify potential areas of concern and/or permit violations. Development of the MCWD pretreatment plan and permit management system is well begun and will continue to get better. We are looking forward to some expert assistance from RCAC. Our new Environmental Compliance Inspector will be better trained to conduct on-site inspections to make the pretreatment plan active and have accurate data for monitoring and enforcement.

I would like to plan for a re-evaluation of our pretreatment plan 120 days from now if that can be arranged. By 1 September 2014 I expect our pretreatment plan will be sufficiently operational to demonstrate competent ability. Please let me know if that can be accommodated.

Lastly, you mentioned to me at our last meeting and on the phone you want me to sign all documentation with the standard oath used on permit data reporting the veracity of the data under penalty of law. I will sign any oath for anything I say or write, but I think it is not appropriate to use that standard oath for all documents. We can discuss that matter further if you desire.

Regards,



James D. Anderson
General Manager